

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Mar 08, 2023**

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

SUNSERRA AT CRESENT BAR  
HOMEOWNERS ASSOCIATION, a  
Washington non-profit corporation,  
Plaintiff,  
v.

CONTINENTAL WESTERN  
INSURANCE COMPANY, an Iowa  
company; PHILADELPHIA  
INDEMNITY INSURANCE  
COMPANY, a Pennsylvania company,  
Defendants.

No. 2:21-CV-00321-SAB

**ORDER RE: SETTLEMENT**

Before the Court is Plaintiff and Defendant Philadelphia Indemnity Insurance's Notice of Settlement, ECF No. 58. Plaintiff is represented by Daniel Stephen Houser, Kevin J. Kay, and Thomas Lether. Defendant Philadelphia Indemnity Insurance is represented by John A. Bennett.

Plaintiff and Defendant Philadelphia Indemnity Insurance indicate they have settled Plaintiff's claims asserted against Defendant Philadelphia Indemnity Insurance. As part of the settlement, however, Defendant has reserved its right to file a motion for a contribution claim bar order. As such, they are not asking that

**ORDER RE: SETTLEMENT # 1**

1 Defendant be dismissed from this action. Rather, they indicate that Defendant will  
2 not be participating in future proceedings, except for a potential motion to bar  
3 contribution claims.

4 Accordingly, **IT IS HEREBY ORDERED:**

5 1. Defendant Philadelphia is granted leave to no longer participate in  
6 future proceedings except for a potential motion to bar contribution claims.

7 **IT IS SO ORDERED.** The District Court Clerk is hereby directed to **not**  
8 terminate Defendant Philadelphia, to enter this Order, and to provide copies to  
9 counsel.

10 **DATED** this 8th day of March 2023.



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A handwritten signature in blue ink, reading "Stanley A. Bastian", is written over a horizontal line.

16 Stanley A. Bastian  
17 Chief United States District Judge  
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